

ALLEGED SHIPMENT: On or about April 12, 1945, by the U. S. Medical Specialty Co., from Minneapolis, Minn.

PRODUCT: 11 packages, each containing an *infrared bulb*, and 11 circulars entitled "A New Scientific Development," at Cincinnati, Ohio. The circulars were enclosed in the shipping carton containing the packages of bulbs. Examination showed that the product was a device consisting of a ruby glass electric bulb, partially silvered on the inside and designed to produce heat.

LABEL, IN PART: (Packages) "375 Watt 120 Volt Mis-35-N. Ruby Ins. Silvered Medium Base," and "U. S. C. O. Reflector Infra-Red Bulb."

NATURE OF CHARGE: Misbranding, Section 502 (a), the following statements in the circulars were false and misleading since they represented and suggested that the product would be an adequate treatment for the conditions stated and implied, whereas the only therapeutic function of the article would be the production of heat, and heat does not constitute an adequate treatment for those conditions: "If you are suffering from any of the following ailments, we suggest you consult your doctor about using infra-red rays for relief. Prostatic Troubles Sprains * * * Sinus trouble Neuralgia Rheumatism Lumbago Neuritis Pleurisy Pneumonia Tonsillitis Influenza Arthritis Bronchitis Catarrh Asthma Fractures Womens ailments Deafness Ear Trouble Skin Diseases Torticollis Boils when open Cholecystitis Endocarditis Low red blood count To Raise Lowered Vitality To Improve Nervous System To Relieve Pain To Improve Circulation To Promote Absorption of Exudate To Increase Red Blood Count And many others * * * For superficial conditions, such as infections, acute inflammations * * * deep-seated lesions * * * For general systematic treatment * * * tends to induce active circulation."

Further misbranding, Section 502 (b) (1), the product failed to bear a label containing the name and place of business of the manufacturer, packer, or distributor.

DISPOSITION: August 29, 1945. No claimant having appeared, judgment of condemnation was entered and the product, together with the circulars, was ordered destroyed.

DRUGS ACTIONABLE BECAUSE OF OMISSION OF, OR UNSATISFACTORY, INGREDIENTS STATEMENTS*

1797. Misbranding of estrogenic substance in oil. U. S. v. 5 Bottles of Estrogenic Substance in Oil. Consent decree of condemnation. Product ordered released under bond. (F. D. C. No. 16444. Sample No. 17634-H.)

LABEL FILED: June 16, 1945, Eastern District of Michigan.

ALLEGED SHIPMENT: On or about April 19, 1945, by the Hormorgano Corporation, from Jamaica, N. Y.

PRODUCT: 5 12½-liter bottles of *estrogenic substance in oil* at Detroit, Mich.

LABEL, IN PART: "Estrogenic Substance in Corn Oil."

NATURE OF CHARGE: Misbranding, Section 502 (e), the label of the product failed to bear the common or usual name of each active ingredient since the label designation, "Estrogenic Substance," is not the specific name of any particular substance but is a generic name for a class of substances.

DISPOSITION: September 7, 1945. The Hormorgano Corporation, claimant, having admitted the allegations of the libel, judgment of condemnation was entered and the product was ordered released under bond to be relabeled under the supervision of the Food and Drug Administration.

1798. Misbranding of estrogenic substance. U. S. v. 10 Vials and 15 Vials of Estrogenic Substance. Default decrees of condemnation and destruction. (F. D. C. Nos. 16202, 16287. Sample Nos. 4237-H, 16540-H.)

LIBELS FILED: May 23 and 29, 1945, Eastern District of Pennsylvania and Northern District of Illinois.

ALLEGED SHIPMENT: Between the approximate dates of January 23 and May 15, 1945, by the Metropolitan Laboratories, Inc., from New York, N. Y.

PRODUCT: 10 vials of *estrogenic substance* at Reading, Pa., and 15 vials of *estrogenic substance* at Chicago, Ill.

*See also Nos. 1755, 1757, 1761, 1768, 1782, 1785, 1788, 1789, 1795.